

UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF NORTHERN ILLINOIS

IN RE:

CHAPTER 7

ELLIOTT L. AVERY

CASE NO. 04-02754

Debtor(s).

HON. JOHN SQUIRES

**FINAL DISTRIBUTION REPORT**

I, BRENDA PORTER HELMS, trustee herein, certify that I have reviewed all claims filed with the Clerk of the Bankruptcy Court and have examined all orders of Court, and state that based on my review I propose to make the following distribution.

**SUMMARY OF DISTRIBUTION:**

Chapter 7 Administrative Expenses:	\$11,986.42
Chapter 11 Administrative Expenses:	\$0.00
Priority Claims (507(a)(3)-(a)(6)):	\$0.00
Secured Claims	\$0.00
Secured Tax Liens:	\$0.00
Priority Tax Claims:	\$19,778.20
General Unsecured Claims:	\$0.00
Interest (726(a)(5)):	\$0.00
Surplus to Debtor (726(a)(6)):	\$0.00
<b>TOTAL AMOUNT TO BE DISTRIBUTED:</b>	<b>\$31,764.62</b>

REPORT OF DISTRIBUTION - CONT'D

1. TYPE OF CLAIMS	TOTAL AMOUNT OF CLAIMS	FINAL DIVIDEND %	
§506 - Secured Claims	\$ 0.00	0.00	
2. TYPE OF CLAIMS	TOTAL AMOUNT OF CLAIMS	FINAL DIVIDEND %	
§726(a) & (b) and §507(a)(1) (Chapter 7 costs of administration including Court costs and U.S. Trustee quarterly fees pursuant to 28 U.S.C. §1930(6)	\$11,986.42	100.00	
CLAIM NO.	CREDITOR	AMOUNT OF ALLOWED CLAIM	FINAL DIVIDEND
	Brenda Porter Helms, Trustee Trustee Compensation	\$7,790.87	\$7,790.87
	Brenda Porter Helms, Trustee Trustee Expenses	\$62.85	\$62.85
	Springer Brown Covey Gaertner & Davis Attorney for Trustee Fees	\$2,555.00	\$2,555.00
	Alan D. Lasko & Associates, P.C. Accountant for Trustee Fees	\$1,564.40	\$1,564.40
	Alan D. Lasko & Associates, P.C. Accountant for Trustee Expenses	\$13.30	\$13.30
3. TYPE OF CLAIMS	AMOUNT OF CLAIMS	TOTAL	FINAL DIVIDEND %
§726(a) & (b) and §507(a)(1) Debtor-in Possession (DIP) administrative expenses	\$ 0.00		0.00

<u>4. TYPE OF CLAIMS</u>	<u>TOTAL AMOUNT OF CLAIMS</u>	<u>FINAL DIVIDEND %</u>
§507(a)(2) - Gap claims arising in involuntary cases and allowed pursuant to §502(f)	\$ 0.00	0.00
<u>5. TYPE OF CLAIMS</u>	<u>TOTAL AMOUNT OF CLAIMS</u>	<u>FINAL DIVIDEND %</u>
§507(a)(3) - Wages, salaries or commissions, limited to \$4.925	\$ 0.00	0.00
<u>6. TYPE OF CLAIMS</u>	<u>TOTAL AMOUNT OF CLAIMS</u>	<u>FINAL DIVIDEND %</u>
§507(a)(4) - Contributions to Employee Funds	\$ 0.00	0.00
<u>7. TYPE OF CLAIMS</u>	<u>TOTAL AMOUNT OF CLAIMS</u>	<u>FINAL DIVIDEND %</u>
§507(a)(5) - Farmers' and Fisherman's claims to the extent of \$4.925	\$ 0.00	0.00
<u>8. TYPE OF CLAIMS</u>	<u>TOTAL AMOUNT OF CLAIMS</u>	<u>FINAL DIVIDEND %</u>
§507(a)(6) - Deposits by consumers to the extent of \$2.225	\$ 0.00	0.00

<u>9. TYPE OF CLAIMS</u>	<u>TOTAL AMOUNT OF CLAIMS</u>	<u>FINAL DIVIDEND %</u>
§507(a)(7) Alimony, Maintenance and Support	\$ 0.00	0.00
<u>10. TYPE OF CLAIMS</u>	<u>TOTAL AMOUNT OF CLAIMS</u>	<u>FINAL DIVIDEND %</u>
§507(b) Tax Liens	\$ 0.00	0.00
<u>11. TYPE OF CLAIMS</u>	<u>TOTAL AMOUNT OF CLAIMS</u>	<u>FINAL DIVIDEND %</u>
§507(a)(8) Tax Claims Excluding fines and penalties	\$ 35,786.35	55.27
<u>CLAIM NO.</u>	<u>CREDITOR</u>	<u>AMOUNT OF ALLOWED CLAIM</u>
7	Department Of Treasury Claims of Governmental Units-- 507	\$35,786.35
		\$19,778.20
<u>12. TYPE OF CLAIMS</u>	<u>TOTAL AMOUNT OF CLAIMS</u>	<u>FINAL DIVIDEND %</u>
§507(a)(9) - Capital Commitments to FDIC, et al.	\$ 0.00	0.00
<u>13. TYPE OF CLAIMS</u>	<u>TOTAL AMOUNT OF CLAIMS</u>	<u>FINAL DIVIDEND %</u>
§726(a)(2) - General Claims (To be paid <u>pro rata</u> after costs of administration and priority claims are paid in full)	\$ 832,609.41	0.00

CLAIM NO.	CREDITOR	AMOUNT OF ALLOWED CLAIM	FINAL DIVIDEND
4	American Express Travel Related Services Payments to Unsecured Credit Card Holders	\$15,641.14	\$0.00
5	Chase Manhattan Bank Payments to Unsecured Credit Card Holders	\$14,893.61	\$0.00
3	Citibank NA Payments to Unsecured Credit Card Holders	\$11,511.83	\$0.00
7A	Department Of Treasury General Unsecured 726	\$6,322.96	\$0.00
2	MBNA America Bank Payments to Unsecured Credit Card Holders	\$12,508.93	\$0.00
6	Mechanical Enterprises Inc. General Unsecured 726	\$162,296.97	\$0.00
1	Standard Bank & Trust Company General Unsecured 726	\$609,433.97	\$0.00

14. TYPE OF CLAIMS	TOTAL AMOUNT OF CLAIMS	FINAL DIVIDEND %
--------------------	------------------------	------------------

§726(a)(3) Late unsecured Claims	\$ 0.00	0.00
----------------------------------	---------	------

15. TYPE OF CLAIMS	TOTAL AMOUNT OF CLAIMS	FINAL DIVIDEND %
--------------------	------------------------	------------------

§726(a)(4) - Fines/ Penalties	\$ 0.00	0.00
----------------------------------	---------	------

16. TYPE OF CLAIMS	TOTAL AMOUNT OF CLAIMS	FINAL DIVIDEND %
§726(a)(5) - Interest	\$ 0.00	0.00

17. TYPE OF CLAIMS	TOTAL AMOUNT OF CLAIMS	FINAL DIVIDEND %
§726(a)(6) - Surplus to Debtor	\$ 0.00	0.00

The following claims are not included in the distribution because they have been disallowed by court order or have been withdrawn by the claimant:

TYPE OF CLAIM	CLAIM NUMBER	CREDITOR AND ADDRESS	AMOUNT OF CLAIM	DISALLOWED/ WITHDRAWN (DESIGNATE)

WHEREFORE, the Trustee certifies under penalty of perjury that the above statements are true and correct.

DATED: 2.20/08

/s/ Brenda Porter Helms  
Trustee

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

IN RE:  
ELLIOTT AVERY . ) NO. 04-02754  
 ) HON. JOHN H. SQUIRES  
 ) BANKRUPTCY JUDGE

ORDER AWARDING COMPENSATION AND  
REIMBURSEMENT OF EXPENSES

AT WHEATON, ILLINOIS this \_\_\_\_\_ day of \_\_\_\_\_, 2007, before the Honorable John H. Squires, United States Bankruptcy Judge, in the District and Division aforesaid,

IT APPEARING to the Court that Alan D. Lasko & Associates, P.C. has filed an Application for Compensation and Reimbursement of Expenses; and

IT APPEARING to the Court that due notice has been given and the Court being fully advised in the matter,

IT IS HEREBY ORDERED that Alan D. Lasko & Associates, P.C. is awarded compensation in the amount of \$1,564.40 and reimbursement of expenses in the amount of \$13.30.

**ENTERED**

FEB 15 2008

ENTERED:

United States Bankruptcy Judge  
*John H. Squires, Judge*  
UNITED STATES BANKRUPTCY

Prepared by:  
Brenda Porter Helms  
3400 W. Lawrence Avenue  
Chicago IL 606025  
(773) 463-6427  
(773) 267-9405 (fax)

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF NORTHERN ILLINOIS

IN THE MATTER OF:	)	CHAPTER 7 CASE
	)	
ELLIOTT L. AVERY	)	CASE NO. 04-02754
	)	
Debtor(s)	)	Hon. JOHN SQUIRES
	)	BANKRUPTCY JUDGE
	)	

ORDER AWARDING COMPENSATION AND EXPENSES  
AND DIRECTING DISTRIBUTION OF ESTATE PROPERTY

THIS MATTER COMING TO BE HEARD on the Trustee's final requests for the allowance of fees and expenses of administration, notice having been given and the Court being duly advised:

IT IS HEREBY ORDERED that the Trustee's final requests for the allowance of fees and expenses are allowed as follows:

1.	Trustee's compensation	\$7,790.87
2.	Trustee's expenses	\$62.85
	TOTAL	\$7,853.72

IT IS FURTHER ORDERED that the Trustee is directed to pay the allowances listed above after the Trustee's Distribution Report is filed with the Clerk of the Bankruptcy Court.

DATED this \_\_\_\_\_ day of \_\_\_\_\_ 2007.

**ENTERED**

ENTERED:

John H. Squires Bankruptcy Judge  
UNITED STATES BANKRUPTCY COURT

---

UNITED STATES BANKRUPTCY JUDGE

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

IN THE MATTER OF: ) CHAPTER 7  
ELLIOTT L. AVERY )  
DEBTOR. ) CASE NO. 04-02754  
                ) JUDGE SQUIRES  
                )  
                )

THIS CAUSE COMING TO BE HEARD on the Application of David R. Brown for the award of final compensation herein, due notice having been provided all creditors of this estate, the Debtor and the United States Trustee, and no objections to the proposed compensation and reimbursement having been raised, now therefore

IT IS HEREBY ORDERED that final compensation in the amount of \$2,555.00 be, and it hereby is awarded to David R. Brown.

DATED

ENTERED:

**ENTERED**

FEB 15 2008

John H. Squires Bankru...  
UNITED STATES BANKRUPTCY C...  
United States Bankruptcy Judge

Prepared by:

David R. Brown  
400 South County Farm Road  
Suite 330  
Wheaton, IL 60187  
(630) 510-0000

Case No: 04-02754 -SQU  
 Case Name: AVERY, ELLIOTT L  
 Taxpayer ID No: \*\*\*\*\*2861  
 For Period Ending: 04/19/08  
 Trustee Name: BRENDA PORTER HELMS, TRUSTEE  
 Bank Name: BANK OF AMERICA, N.A.  
 Account Number / CD #: \*\*\*\*\*1587 Money Market - Interest Bearing  
 Blanket Bond (per case limit): \$ 5,000,000.00  
 Separate Bond (if applicable):

1	2	3	4	5	6	7		
Transaction Date	Check or Reference	Paid To / Received From	Description Of Transaction	Uniform Trans Code	Deposits (\$)	Disbursements (\$)	Account CD Balance (\$)	
05/24/05	2	First Federal Savings Bank 301 E. 9th St Rochester Indiana 46975  FIRST FEDERAL SAVINGS BANK  METROPLITAN TITLE  FIFTH THIRD BANK  FIRST FEDERAL SAVINGS BANK  JAMES AND JOYCE COUGHLIN  JAMES AND JOYCE COUGHLIN  OAKCREST, RE MAX  METROPOLITAN TITLE  METROPOLITAN TITLE  MARSHALL COUNTY AUDITOR	net sale proceeds  Memo Amount: 85,000.00 net sale proceeds Memo Amount: ( 27.11 ) title charges Memo Amount: ( 52,572.98 ) payoff first mortgage Memo Amount: ( 20.00 ) Fed Express fee Memo Amount: ( 216.78 ) county taxes credit to buyer Memo Amount: ( 633.01 ) tax credit Memo Amount: ( 5,100.00 ) real estate commission Memo Amount: ( 50.00 ) document preparation Memo Amount: ( 445.00 ) title charges Memo Amount: ( 11.00 ) sales disclosure to county auditor	1110-000 2500-000 4110-000 2500-000 2500-000 3510-000 2500-000 2500-000 2500-000 1270-000 2990-000	25,924.12			25,924.12
05/31/05	14	BANK OF AMERICA, N.A.	Interest Rate 0.250	1270-000	0.17		25,924.29	
06/01/05	000101	Fed Ex P.O. Box 94515 Palatine IL 60094	FedEx charges	2990-000		62.85	25,861.44	
06/30/05	14	BANK OF AMERICA, N.A.	Interest Rate 0.250	1270-000	5.32		25,866.76	
07/29/05	14	BANK OF AMERICA, N.A.	Interest Rate 0.250	1270-000	5.49		25,872.25	
08/31/05	14	BANK OF AMERICA, N.A.	Interest Rate 0.600	1270-000	13.19		25,885.44	
09/27/05	9, 11	Ouida Avery 609 Golden Eagle circle Golden CO 80401	debtor's interest in personal prop	1129-000	441.66		26,327.10	
09/30/05	14	BANK OF AMERICA, N.A.	Interest Rate 0.600	1270-000	12.77		26,339.87	
10/31/05	14	BANK OF AMERICA, N.A.	Interest Rate 0.600	1270-000	13.42		26,353.29	
11/15/05	9, 11	Ouida Avery 609 Golden Eagle Circle Golden CO 80401	debtor's interest in personal prop	1129-000	441.66		26,794.95	
11/30/05	14	BANK OF AMERICA, N.A.	Interest Rate 0.600	1270-000	13.09		26,808.04	
12/22/05	9, 11	Ouida Avery 609 Golden Eagle Circle Golden CO 80401	debtor's interest in stock & vehicle	1129-000	441.66		27,249.70	
12/30/05	14	BANK OF AMERICA, N.A.	Interest Rate 0.600	1270-000	13.67		27,263.37	
01/31/06	14	BANK OF AMERICA, N.A.	Interest Rate 0.600	1270-000	13.90		27,277.27	
02/11/06	9, 11	Ouida Avery 609 Golden Eagle Circle Golden CO 80401	debtor's interest in personal prop	1129-000	441.66		27,718.93	
02/28/06	14	BANK OF AMERICA, N.A.	Interest Rate 1.000	1270-000	19.59		27,738.52	
03/08/06	9, 11	Ouida Avery	debtor's interest in personal prop	1129-000	883.32		28,621.84	

Exhibit B

Case No. 04-02754 -SQU

Case Name: AVERY, ELLIOTT L

Trustee Name: BRENDA PORTER HELMS, TRUSTEE

Bank Name: BANK OF AMERICA, N.A.

Account Number / CD #: \*\*\*\*\*1587 Money Market - Interest Bearing

Taxpayer ID No: \*\*\*\*\*2861

For Period Ending: 04/19/08

Blanket Bond (per case limit): \$ 5,000,000.00

Separate Bond (if applicable):

1	2	3	4	5	6	7	
Transaction Date	Check or Reference	Paid To / Received From	Description Of Transaction	Uniform Trans Code	Deposits (\$)	Disbursements (\$)	Account / CD Balance (\$)
03/15/06	000102	609 Golden Eagle circle Golden CO 80401 International Sureties, Ltd. 203 Cardondelet St. New Orleans LA 70130	bond premium 1	2300-000		20.67	28,601.17
03/31/06	14	BANK OF AMERICA, N.A.	Interest Rate 1.000	1270-000	24.01		28,625.18
04/28/06	14	BANK OF AMERICA, N.A.	Interest Rate 1.000	1270-000	23.52		28,648.70
05/31/06	14	BANK OF AMERICA, N.A.	Interest Rate 1.000	1270-000	24.34		28,673.04
06/22/06	9, 11	Ouida Avery  609 Golden Eagle Circle Golden CO 80401	debtor's interest in personal prope	1129-000	1,324.98		29,998.02
06/30/06	14	BANK OF AMERICA, N.A.	Interest Rate 1.000	1270-000	23.67		30,021.69
07/31/06	14	BANK OF AMERICA, N.A.	Interest Rate 1.000	1270-000	25.50		30,047.19
08/31/06	14	BANK OF AMERICA, N.A.	Interest Rate 1.000	1270-000	25.52		30,072.71
09/29/06	14	BANK OF AMERICA, N.A.	Interest Rate 1.000	1270-000	24.71		30,097.42
10/03/06	9, 11	Ouida Avery  609 golden Eagle Circle Golden CO 80401	debtor's interest in personal prope	1129-000	1,324.98		31,422.40
10/31/06	14	BANK OF AMERICA, N.A.	Interest Rate 1.000	1270-000	26.50		31,448.90
11/30/06	14	BANK OF AMERICA, N.A.	Interest Rate 1.000	1270-000	25.85		31,474.75
12/29/06	14	BANK OF AMERICA, N.A.	Interest Rate 1.000	1270-000	26.73		31,501.48
01/31/07	14	BANK OF AMERICA, N.A.	Interest Rate 1.000	1270-000	26.76		31,528.24
02/27/07	000103	International Sureties, Ltd	bond premium	2300-000		33.92	31,494.32
02/28/07	14	BANK OF AMERICA, N.A.	Interest Rate 1.000	1270-000	24.19		31,518.51
03/30/07	14	BANK OF AMERICA, N.A.	Interest Rate 1.000	1270-000	26.77		31,545.28
04/30/07	14	BANK OF AMERICA, N.A.	Interest Rate 1.000	1270-000	25.93		31,571.21
05/31/07	14	BANK OF AMERICA, N.A.	Interest Rate 1.000	1270-000	26.81		31,598.02
06/29/07	14	BANK OF AMERICA, N.A.	Interest Rate 1.000	1270-000	25.97		31,623.99
07/31/07	14	BANK OF AMERICA, N.A.	Interest Rate 1.000	1270-000	26.86		31,650.85
08/31/07	14	BANK OF AMERICA, N.A.	Interest Rate 1.000	1270-000	26.88		31,677.73
09/28/07	14	BANK OF AMERICA, N.A.	Interest Rate 0.750	1270-000	20.18		31,697.91
10/31/07	14	BANK OF AMERICA, N.A.	Interest Rate 0.750	1270-000	20.19		31,718.10
11/30/07	14	BANK OF AMERICA, N.A.	Interest Rate 0.650	1270-000	16.95		31,735.05
12/31/07	14	BANK OF AMERICA, N.A.	Interest Rate 0.500	1270-000	15.17		31,750.22
01/31/08	14	BANK OF AMERICA, N.A.	Interest Rate 0.400	1270-000	12.58		31,762.80
02/10/08	14	BANK OF AMERICA, N.A.	INTEREST REC'D FROM BANK	1270-000	1.82		31,764.62
02/10/08		Transfer to Acct #*****7420	Final Posting Transfer	9999-000			0.00

Case No: 04-02754 -SQU

Case Name: AVERY, ELLIOTT L

Trustee Name: BRENDA PORTER HELMS, TRUSTEE

Bank Name: BANK OF AMERICA, N.A.

Account Number / CD #: \*\*\*\*\*7420 Checking - Non Interest

Taxpayer ID No.: \*\*\*\*\*2861

For Period Ending: 04/19/08

Blanket Bond (per case limit): \$ 5,000,000.00

Separate Bond (if applicable):

1	2	3	4	5	6	7	
Transaction Date	Check or Reference	Paid To / Received From	Description Of Transaction	Uniform Trans Code	Deposits (\$)	Disbursements (\$)	Account CD Balance (\$)
02/10/08		Transfer from Acct =*****1587	Transfer In From MMA Account	9999-000	31,764.62		31,764.62
02/20/08	001001	Brenda Porter Helms	trustee compensation	2100-000		7,790.87	23,973.75
02/20/08	001002	Brenda Porter Helms	trustee expenses	2200-000		62.85	23,910.90
02/20/08	001003	Springer Brown Covey Gaertner & Davis	ATTORNEY FEES	3210-000		2,555.00	21,355.90
02/20/08	001004	Alan D. Lasko & Associates, P.C.	accountant fees	3410-000		1,564.00	19,791.90
02/20/08	001005	Alan D. Lasko & Associates P.C	accountant expenses	3420-000		13.30	19,778.60
02/20/08	001006	Department of Treasury Internal Revenue Service 230 S. Dearborn St. Stop 5016 CHI Chicago IL 60604	final distribution	5800-000		19,778.20	0.40
03/20/08	001007	Alan D. Lasko & Associates P.C.	accountant fees	3410-000		0.40	0.00

Total Of All Accounts 0.00